MAY 0 9 2005

DECLARATION AND POWER OF ATTORNEY

one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought in the application entitled

Tissue Distract	ion Device					
the specification	n of which	is	attached hereto).	,	
		X wa	as filed on	March 31, 2004	а	IS
		United States Application Ser	rial No. 10/813	3,819	0	or
		PCT International Applicatio	n No			-
		and was amended on				
		(if	applicable)			
I here specification, i	by declare t	hat I have reviewed and under claims, as amended by any a	stand the conte	ents of the above is	dentified	
I ackn 37, Code of Fe	owledge the deral Regul	e duty to disclose information ations, §1.56.	which is mater	ial to patentability	as defined	in Title
foreign applica have also ident	tion(s) for p ified below	reign priority benefits under T vatent or inventor's certificate of any foreign application for pa on on which priority is claime	on which prior	ity is claimed (as I	listed below) and I
Prior Foreign A	Application(s)			Priority Cla	aimed
(Number)	(Country)	(Day/Month/Year	Filed)		Yes	No
(Number)	(Country)	(Day/Month/Year	Filed)		Yes	No
I herel provisional app	by claim be olication(s) l	nefit under Title 35, United Stisted below.	ates Code, § 1	19(e) of any Unite	d States	
60/450 026						
60/459,036	1			March 31, 2003		
Application Number				Filing Date		
Application Nu	ımber			Filing Date		
application(s) l disclosed in the United States C Code of Federa	isted below prior Unite Code, §112, Il Regulation	benefit under Title 35, United and, insofar as the subject mand States application in the mand I acknowledge the duty to discuss, §1.56(a) which occurred be tional filing date of this application.	tter of each of a nner provided close material i etween the filin	the claims of this a by the first paragra nformation as defi	application aph of Title ined in Title	e 35, e 37,
(Application Serial No.) (Filing Date)			(Status)(Par	(Status)(Patented, Pending, Abandoned)		
(Application Serial No.) (Filing Date)			(Status)(Par	(Status)(Patented, Pending, Abandoned)		

And I hereby appoint Paul J. Maginot, Registration No. 34,984, Harold C. Moore, Registration No. 37,892, Michael D. Beck, Registration No. 32,722, David M. Lockman, Registration No. 34,214, David B. Quick, Registration No. 31,993, James D. Wood, Registration No. 43,285 and Robert Rodrick, Registration No. 27,086 as attorneys of record with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith. Please direct all communications regarding the application to:

Michael D. Beck, Esq. Maginot, Moore & Beck 111 Monument Circle, Suite 3000 Bank One Center/Tower Indianapolis, Indiana 46204-5130 Telephone (317) 638-2922 Facsimile (317) 638-2139

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor Spanky A. Raymond		
Inventor's signature A. hymnell	Date: 4/26/04	
Residence 2513 Greenview Drive, Uniontown, OH 44685		
Citizenship United States of America		
Post Office Address same as above		
Full name of second inventor Frank S. Bono		
Inventor's signature	Date:	
Residence 1/35 Linkenholt Cove, Collierville, TN 38017		
Citizenship United States of America		
Post Office Address same as above		
Tull name of the history of the same of the history of the same of the history of the same		
Full name of third inventor Thomas G. Wilson		
Inventor's signature	Date:	
Residence 24 Overlook Ln., Guilford, CT 06437		
Citizenship Officed States of America		
Post Office Address same as above		
Full name of fourth inventor I I I		
Full name of fourth inventor <u>Joseph Logan</u>		
Inventor's signature	`. Date:	
Residence 10 Mallett Dr., Trumbull, CT 06611		
Citizenship United States of America		
Post Office Address same as above		
Eull name of figh incomes Community		
Full name of fifth inventor Steven J. Wysocki		
Inventor's signature Date:		
Residence 65 Horace St., Stratford, CT 06611		
Citizenship United States of America		
Post Office Address same as above	•	

DECLARATION AND POWER OF ATTORNEY

As Captow named inventor, I hereby declare that I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought in the application entitled

Tissue Distraction Device						,
the specification of which		is attached	here	to.		
	X	was filed o				_as
	United States App	olication Serial No.	10/8	13,819		_or
•		l Application No				
,	and was amended			*		
		(if applica	ble)			
I hereby declare specification, including th		ed and understand the			identified	
I acknowledge th 37, Code of Federal Regu		information which is	s mate	erial to patentabili	ty as defin	ed in Title
I hereby claim for foreign application(s) for have also identified below before that of the applicat	patent or inventor's any foreign applic	cation for patent or i	h pric	ority is claimed (as	listed belo	ow) and I
Prior Foreign Application	(s)	·			Priority	Claimed
(Number) (Country)	(Day/l	Month/Year Filed)			Yes	- No
(Number) (Country)	(Day/)	Month/Year Filed)			Yes	
I hereby claim be provisional application(s)		5, United States Co	de, §	119(e) of any Uni	ted States	
60/459,036				March 31, 2003	2	
Application Number			Filing Date			_
pp.nourion 1 tumour				Timig Date		
Application Number				Filing Date		
I hereby claim th application(s) listed below disclosed in the prior Unit United States Code, §112 Code of Federal Regulation the national or PCT interna-	v and, insofar as the red States applicati , I acknowledge the ons, §1.56(a) which	on in the manner preduty to disclose mean occurred between	ach o ovide ateria	of the claims of this d by the first paragoli information as do	s applications applications applications applications application	itle 35, 'itle 37,
(Application Serial No.)	Application Serial No.) (Filing Date)		(Status)(Patented, Pending, Abandoned)			ed)
(Application Serial No.)	(Filin	g Date) (Sta	tus)(F	Patented, Pending,	Abandone	ed)

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Maginot, Moore & Beck
111 Monument Circle, Suite 3000
Bank One Center/Tower
Indianapolis, Indiana 46204-5130
Telephone (317) 638-2922
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Full name of first inventor Spanky A. Raymond	
Inventor's signature	Date:
Residence 2513 Greenview Drive, Uniontown, OH 44685	
Citizenship United States of America	
Post Office Address same as above	
Full name of second inventor Frank S. Bono	
Inventor's signature	Date: April 24, 2004
Residence 1735 Linkenholt Cove, Collierville, TN 38017	
Citizenship United States of America	
Post Office Address same as above	
Full name of third inventor Thomas G. Wilson	
Inventor's signature	Date:
Residence 24 Overlook Ln., Guilford, CT 06437	•
Citizenship United States of America	
Post Office Address same as above	
•	
Full name of fourth inventor <u>Joseph Logan</u>	
Inventor's signature	Date:
Residence 10 Mallett Dr., Trumbull, CT 06611	
Citizenship United States of America	
Post Office Address same as above	
Full name of fifth inventor Steven J. Wysocki	
Inventor's signature	Date:
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Post Office Address same as above	

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Tissue Distra	action Device				
the specifica	tion of which	is	attached hereto.		_3
		X	as filed onMarch 31, 20	004	as
	Unite	ed States Application Se	rial No. 10/813,819		or
	PCT	International Applicatio	n No		- -
	and v	vas amended on			
		(if	f applicable)		
I he specification	reby declare that I larger including the clair	nave reviewed and under ns, as amended by any a	rstand the contents of the abounced to herein	ve identified	
I ac 37, Code of	knowledge the duty Federal Regulations	to disclose information s, §1.56.	which is material to patental	oility as define	d in Title
foreign appli have also ide	ication(s) for patent entified below any f	or inventor's certificate	Title 35, United States Code, on which priority is claimed atent or inventor's certificate ed:	(as listed below	w) and I
Prior Foreig	n Application(s)			Priority C	laimed
(Number)	(Country)	(Day/Month/Year	Filed)	Yes	No
(Number)	(Country)	(Day/Month/Year	Filed)	Yes	No
I he provisional a	reby claim benefit upplication(s) listed	under Title 35, United St below.	tates Code, § 119(e) of any U	Jnited States	
60/459,036			March 31, 20	nni3	
Application Number			Filing Date		
Application 1	Number		Filing Date		
application(s disclosed in t United States Code of Fede) listed below and, the prior United Sta s Code, §112, I ack eral Regulations, §1	insofar as the subject ma tes application in the ma nowledge the duty to dis	d States Code, §120 of any Uniter of each of the claims of anner provided by the first paclose material information as etween the filing date of the paction:	this application tragraph of Titles defined in Tit	le 35, le 37,
(Application Serial No.) (Filing Date)		(Status)(Patented, Pendir	(Status)(Patented, Pending, Abandoned)		
(Application	Serial No.)	(Filing Date)	(Status)(Patented, Pendin	ng, Abandoned)

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Full name of third inventor Thomas G. Wilson	
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Full name of fourth inventor <u>Joseph Logan</u>	
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Residence 10 Mallett Dr., Trumbull, CT 06611	Dutc
Citizenship United States of America	
Post Office Address same as above	
Full name of fifth inventor Steven J. Wysocki	
Inventor's signature Start Lyght.	Date: 4/28/04
Residence 65 Horace St., Stratford, CT 06611	1/2/
Citizenship United States of America	
Post Office Address same as above	